

and Confederate soldiers. All humiliating features of our Confederate pension laws should be eliminated and other appropriate safeguards provided. The Texas National Guard should receive adequate support, and the Legislature should resolutely support and maintain the Railroad Commission to the end that the efforts of the Commission in the full exercise of its powers and duties may not fail for the want of sufficient funds.

It has been often charged that there are abuses, idleness and graft in the public service and that useless officers and employees are burdening the payrolls of the State. That crude and inadequate methods of accounting are in use in many of the departments which not only delays and hinders the dispatch of business, but adds to the public expense and discredits the public service. To all these matters your attention is invited and I enjoin upon you strict and careful investigation of each and every department of the State government.

The taxpayer has a right to wholesome policies, efficiency and honesty in the conduct of every department of the State government, and it should be made certain and sure that the State shall have value received for every dollar expended.

Encourage a wholesome development, promote a healthy prosperity, safeguard the State, and you will have served a great people faithfully and well.

T. M. CAMPBELL,
Governor of Texas.

PETITION.

By Senator Masterson:

Angleton, Texas, January 9, 1907.

Whereas, There is being circulated by the opponents of Senator J. W. Bailey, at this place, a petition asking that the Legislature of the State of Texas make an investigation of the charges heretofore made against Senator Bailey, which petition is intended to reflect the sentiment and state the position and attitude of the Democrats of this community toward Senator Bailey as desiring and demanding such investigation; and,

Whereas, Such petition will create a false impression of the sentiment, feeling and disposition of the Democrats of this precinct in reference to such matters if not corrected.

Therefore, In order that the true position of the Democrats of this place may be stated, we, the undersigned Democrats, do here now declare that, in our opinion, there is no necessity for such an investigation, for we believe, with Senator Culberson, that the very probity of the man makes the thought of such

an investigation ridiculous; but should the Legislature, in its wisdom, deem it proper and best that such charges be investigated then we, in common with the other friends and supporters of Senator Bailey, as well as with himself, do not and will not oppose the same, but will urge that such investigation be full and thorough.

We here reaffirm the sentiments expressed in the resolutions adopted by mass meeting heretofore held by the Democrats of this precinct, and again state our steadfast and unbounded confidence in the honor and integrity of Senator Bailey, and again declare him to be a true and tried son and friend of the South, a faithful public servant, and honest, upright and conscientious gentleman.

The petition contained sixty-eight signatures.

EIGHTH DAY.

Senate Chamber,
Austin, Texas,

Thursday, January 17, 1907.

Senate met pursuant to adjournment, Lieutenant Governor A. B. Davidson presiding.

Quorum present, the following Senators answering to their names:

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Mayfield.
Chambers.	Meachum.
Faust.	Murray.
Glasscock.	Paulus.
Green.	Senter.
Greer.	Skinner.
Griggs.	Smith.
Grinnan.	Stokes.
Harbison.	Stone.
Harper.	Terrell.
Holsey.	Veale.
Hudspeth.	Watson.
Kellie.	Willacy.

Prayer by the Chaplain, as follows:

Almighty and most merciful Father, we have often gone astray from Thy ways like lost sheep, we have followed too much our own devices and the desires of our own hearts and offended against Thy laws, we have left undone many things we should have done and have done those things we should not have done, but it is Thy will always to have mercy. Spare us, then; enter not into judgment with us, but have compassion upon us and forgive all of our faults. So deliver us in this world that we may live with Thee in the world to

come through Jesus Christ, our Lord. Amen.

Pending the reading of the Journal of yesterday, on motion of Senator Stone, the same was dispensed with.

(See Appendix for petitions and memorials.)

BILLS AND RESOLUTIONS.

SIMPLE RESOLUTIONS.

By Senator Kellie:

Whereas, Under the operation of local option laws, traffic in vinous, spirituous and intoxicating liquors is prohibited in a large part of the State of Texas; and,

Whereas, The sale and shipment of such liquors into the State from points outside is recognized as a great evil where the delivery is made in territory in which under the local law the sale of intoxicating liquors is prohibited; and,

Whereas, The business of such sales and shipment into territory where traffic in such liquors is prohibited by the laws of the State is subject to much evasion and abuse; and,

Whereas, Prohibiting such shipments and sales and the prevention of such evil and abuse is, under the Constitution of the United States, a matter of Federal legislation; therefore, be it

Resolved, That the Senators and Representatives in Congress from the State of Texas be, and are hereby respectfully requested to urge and support the adoption of any measures that may be presented, looking to the protection of the people of Texas, as against the operation of existing Federal laws, which in a large measure render nugatory the laws of the State in respect to the liquor traffic.

The resolution was read and adopted.

By Senator Senter:

Resolved, That Hon. W. C. McKamy, a distinguished member of this body in the Twenty-ninth Legislature, who is now in this city, be invited to a seat in this chamber during his stay at the capital.

The resolution was read and adopted.

By Senator Hudspeth:

Whereas, The Hon. W. W. Turney of El Paso, formerly a distinguished member of this body for three consecutive terms, is now in the city; therefore, be it

Resolved, That he be invited to a seat within the bar of the Senate Chamber, and the courtesies of the Senate be extended to him during his stay in the city.

The resolution was read and adopted.

BILLS.

By Senator Grinnan (by request):

Senate bill No. 74, A bill to be entitled "An Act to validate and legalize all sales of real estate belonging or that belonged to Coleman county, situated in the town of Coleman in Coleman county, heretofore made at private sale for and in behalf of said county by J. F. Miles and W. O. Read, each in his representative capacity as commissioner, under appointment of the commissioners court of said county, by orders entered upon its minutes, to sell and dispose of real estate of said county situated in said town, and also validating all conveyances of said real estate made by said commissioners as such in consummating such sales."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Mayfield:

Senate bill No. 75, A bill to be entitled "An Act to regulate and place certain restrictions upon the shipment and transportation of intoxicating liquors into any county, justice precinct, school district, city or town, or subdivision of a county within this State where the sale of intoxicating liquors has been prohibited under the laws of this State, and providing a tax to be placed upon express companies that maintain or operate an office or place of business in the State at which C. O. D. packages containing intoxicating liquors deliverable are delivered, and fixing penalties for the violations of this act, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Murray:

Senate bill No. 76, A bill to be entitled "An Act transferring from the pure food account \$55,357.40, as shown on the books of the State Treasurer, and transferring said sum to the general fund."

Read first time, and referred to Finance Committee.

By Senator Murray (by request):

Senate bill No. 77, A bill to be entitled "An Act to amend Article 4314 of Title XC of the Revised Civil Statutes as amended by the Act of May 27, 1899, and approved May 27, 1899."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Green:

Senate bill No. 78, A bill to be entitled "An Act to amend Article 1189 of the Revised Civil Statutes of Texas."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Grinnan (by request):

Senate bill No. 79, A bill to be entitled "An Act for the relief of the present owners and occupants and their heirs and assigns of three surveys of certain land situated in Comanche county, Texas."

Read first time, and referred to Committee on Public Lands and Land Office.

By Senator Barrett:

Senate bill No. 80, A bill to be entitled "An Act creating the Blossom Independent School District in Lamar county, Texas."

Read first time, and referred to Committee on Education.

MESSAGE FROM THE GOVERNOR.

Executive Office,

Austin, Texas, January 16, 1907.

To the Senate:

The advice and consent of the Senate is requested to the following appointments:

Board of Pardon Advisers—Wm. Blakeslee of Lavaca county; A. P. McKinnon of Hill county.

Assistant Superintendent in charge of the House of Correction and Reformatory at Gatesville—E. G. Douglass of Fort Bend county.

T. M. CAMPBELL,
Governor.

Senator Skinner moved that the Senate consider the above appointments at 11 o'clock today.

The motion was unanimously adopted.
Morning call concluded.

JOINT COMMITTEE REPORT.

Senator Willacy here offered the following joint committee report on part of the Senate:

MAJORITY REPORT.

Committee Room,

Austin, Texas, January 17, 1907.

To the Hon. Thomas B. Love, Speaker of the House, and Hon. A. B. Davidson, President of the Senate.

Sirs: Your joint committee appointed for the purpose of arranging for the election of a United States Senator have had the same under consideration, and beg leave to report as follows:

1. That the Senate proceed to nomi-

nate and ballot for a United States Senator on January 22d at 11:30 a. m.

2. That the House proceed to nominate and ballot for a United States Senator on January 22d at 12:15 p. m.

3. That the Senate and House shall meet in joint session on Wednesday, January 23d, at 12 o'clock noon in the House of Representatives for the purpose of declaring the result of the previous balloting.

Respectfully submitted,

WILLACY,
HUDSPETH,

On the part of the Senate.

BRYAN,
ROBERTSON of Travis,
COBBS,

On the part of the House.

MINORITY REPORT.

Committee Room,

Austin, Texas, January 17, 1907.

To the Senate and House of Representatives of the State of Texas.

Sirs: We, a minority of your committee appointed to report upon the mode and manner of electing a United States Senator at the First Session of the Thirtieth Legislature, dissenting from a majority of your committee for the purposes above named file this minority report, and recommend that the election of a United States Senator be postponed from day to day until the committee appointed to act upon the investigation of certain charges against Senator Bailey shall have made report, and it shall be acted upon, and we further beg to report that in our opinion the Federal statute upon this subject is directory and not mandatory.

GREER.

There being a majority and a minority report, Senator Willacy moved the adoption of the majority report, and

Senator Skinner made a point of order that the Senate Rules provided that a committee report lie on the President's table for one day, and as the joint Rules of the Senate and House were silent on this particular kind of report, asked for a ruling.

EXECUTIVE SESSION.

Here the Chair announced that the hour for the Senate to proceed to executive session for the purpose of considering the appointments sent to the Senate by the Governor.

In executive session, the following appointments were confirmed:

Secretary of State—L. T. Dashiell of Leon county.

Assistant Attorney General—F. J. McCord of Smith county.

Commissioner of Agriculture, Insurance, Statistics and History—R. T. Milner of Rusk county.

State Health Officer—Wm. M. Brumby of Harris county.

State Purchasing Agent—B. B. Cannon of Parker county.

Superintendent of Public Buildings and Grounds—W. C. Day of Hays county.

Board of Commissioners for the Penitentiary—W. F. Ramsey of Johnson county; John W. Wright of Smith county; J. T. Mewshaw of Dallas county.

Superintendent of Penitentiary—J. A. Herring of Madison county.

Assistant Superintendent of Penitentiary at Huntsville—R. H. Underwood of Bell county.

Assistant Superintendent of Penitentiary at Rusk—John H. Boyd of McLennan county.

Financial Agent of the Penitentiary—Benton McMillin of Grayson county.

Inspectors of the Penitentiary—J. G. Barbee of Wharton county; Sam Hawkins of Denton county.

State Revenue Agent—W. J. McDonald of Hardeman county.

Adjutant General—J. O. Newton of Milam county.

Board of Pardon Advisers—Wm. Blakeslee of Lavaca county; A. P. McKinnon of Hill county.

Assistant Superintendent in Charge of the House of Correction and Reformatory at Gatesville—E. G. Douglass of Fort Bend county.

IN THE SENATE.

The pending question being on the point of order raised by Senator Skinner on the action of the special joint committee report providing for election of a United States Senator.

The Chair (Lieutenant Governor Davidson), after hearing discussion from both sides, overruled the point of order.

Senator Glasscock moved that further consideration of the report be postponed until tomorrow morning, and

Senator Barrett moved to table the motion, which motion was adopted by the following vote:

Yeas—18.

Barrett.	Green.
Brachfield.	Griggs.
Chambers.	Harbison.

Harper.	Skinner.
Hudspeth.	Smith.
Kellie.	Stone.
Looney.	Terrell.
Meachum.	Watson.
Paulus.	Willacy.

Nays—10.

Faust.	Mayfield.
Glasscock.	Murray.
Greer.	Senter.
Grinnan.	Stokes.
Masterson.	Veale.

Absent.

Alexander.	Holsey.
------------	---------

The question was then on the motion of Senator Willacy to adopt the majority report, and

Pending discussion on same the Senate, on motion of Senator Hudspeth, recessed until 4 o'clock.

AFTER RECESS.

The Senate was called to order by Lieutenant Governor Davidson, and

The pending business being on the motion by Senator Willacy to adopt the majority committee report on the arrangement for the election of a United States Senator, Senator Senter having the floor when the Senate recessed, and was recognized by the Chair.

The motion to adopt the majority report was adopted by the following vote:

Yeas—22.

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Meachum.
Chambers.	Murray.
Faust.	Paulus.
Green.	Skinner.
Griggs.	Smith.
Harbison.	Stone.
Harper.	Terrell.
Hudspeth.	Watson.
Kellie.	Willacy.

Nays—4.

Greer.	Senter.
Grinnan.	Veale.

Absent.

Glasscock.	Mayfield.
Holsey.	Stokes.

Senator Looney moved to reconsider the vote by which the report was adopted, and lay that motion on the table.

The motion to table prevailed.

ADJOURNMENT.

On motion of Senator Willacy, the Senate adjourned until tomorrow morning at 10 o'clock.

APPENDIX.

ASSIGNMENT OF COMMITTEE CLERKS.

Judiciary No. 1—Clerk, J. H. Wagner. Meets Tuesdays and Thursdays in Secretary's room.

Judiciary No. 2—Clerk, Dennie Collins. Meets Mondays and Wednesdays in Senate reception room.

Internal Improvements—Clerk, Mrs. Hawkins. Meets Tuesdays and Thursdays in reception room.

Finance—Clerk, S. H. Gardner. Meets in committee room No. 1 Tuesdays and Thursdays at 3:30 p. m.

Educational Affairs—Clerk, Miss Nellie Lowday. Meets Wednesdays and Fridays at 3 p. m. in reception room.

Constitutional Amendments—Clerk, Miss Hearne. Meets subject to call in room No. 4.

City and Town Corporations—Clerk, Miss Hannan. Meets in State Purchasing Agent's room Tuesdays at 3 p. m.

Public Lands and Land Office—Clerk, Miss Bolger. Meets Mondays and Thursdays at 3:30 p. m. in room No. 3.

State Penitentiaries—Clerk, Miss Nellie Lowday. Meets Mondays and Wednesdays at 3 p. m. in room No. 3.

Public Health—Clerk, Mrs. Gazley. Meets subject to call in room No. 5.

Military Affairs—Clerk, Miss Bolger. Meets subject to call in room No. 5.

State Affairs—Clerk, Mrs. Hope Harrison Hawkins. Meets subject to call in room No. 6.

Commerce and Manufactures—Clerk, Miss McNair. Meets subject to call in room No. 6.

Public Debts, Claims and Accounts—Clerk, Mrs. Gazley. Meets subject to call in room No. 4.

Contingent Expenses—Clerk, Miss Hannan. Meets subject to call in reception room.

Roads, Bridges and Ferries—Clerk, Miss Lowday. Meets subject to call in room No. 3.

Federal Relations—Clerk, Miss McNair. Meets subject to call in room No. 6.

County and County Boundaries—Clerk, Mrs. Gazley. Meets subject to call in room No. 6.

Public Printing—Clerk, Miss Hannan. Meets subject to call in room No. 1.

Judicial Districts—Clerk, Miss Hearne. Meets subject to call in room No. 6.

State Asylums—Clerk, Mrs. Gazley. Meets subject to call in room No. 6.

Stock and Stockraising—Clerk, Mrs. Hope Harrison Hawkins. Meets subject to call in Secretary's room.

Agricultural Affairs—Clerk, Dennie Collins. Meets subject to call in room No. 3.

Treasurer's and Comptroller's Departments—Clerk, Miss Hearne. Meets subject to call in room No. 3.

Privileges and Elections—Clerk, Mrs. Hawkins. Meets subject to call in room No. 3.

Public Buildings and Grounds—Clerk, Miss Hannan. Meets subject to call in room No. 4.

Insurance, Statistics and History—Clerk, Miss McNair. Meets subject to call in room No. 5.

Mining and Irrigation—Clerk, Dennie Collins. Meets subject to call in room No. 6.

Labor—Clerk, J. H. Wagner. Meets subject to call in room No. 6.

Rules—Clerk, Mrs. Hawkins. Meets subject to call in Secretary's room.

PETITIONS.

By Senator Mayfield:

Meridian Texas, January 16, 1907.

Hons. E. G. Senter and E. B. Mayfield, Austin, Texas.

Gentlemen: We, the undersigned Democrats of Meridian, desire to congratulate you upon the fight you are making for an investigation of Senator J. W. Bailey, and to urge you to leave no stone unturned for the Democracy of Texas and good government.

You are right, and the great masses of the people are with you in the fight.

You stand between the people and those who would for six years impose upon us a man as Senator who fears to have his public acts known by those he should have heretofore been representing.

Numerously signed.

Belton, Texas, January 14, 1907.

Hon. E. B. Mayfield, Austin, Texas.

Dear Sir: We, the undersigned Democratic voters of Belton, Texas, respectfully request that you support a resolution in the House providing for the appointment of a committee to investigate and report on any charges against Senator Joseph W. Bailey, made by any re-

putable person, and which, if true, would tend to disqualify him from representing the Democrats of Texas in the United States Senate.

We regard the Duncan resolution, providing for an inquiry into the affairs of Senator Bailey without reference to their relevancy to his qualifications for the office, and without specific charges, as partisan, unfair and insulting to him and to the Democracy of Texas which he has so long represented, and we ask you to support a substitute for same providing for a full and fair investigation of any specific charges which may be made against him.

Numerously signed.

To the Members of the Texas Legislature and especially the Representatives of Burnet County:

The undersigned Democratic voters of Burnet county ask you to vote against the return of Hon. J. W. Bailey to the United States Senate.

Numerously signed.

To the Hon. G. W. Glasscock and Hon. F. D. Love, Senator and Representative in the Thirtieth Legislature of Texas:

Your petitioners, citizens and Democrats of Burnet county, respectfully ask that you lend your support to the adoption of the investigation resolutions supported and contended for by the Hon. John M. Duncan of Tyler.

Numerously signed.

COMMITTEE REPORTS.

Committee Room,
Austin, Texas, January 16, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 22, A bill to be entitled "An Act on the subject of insurance; providing the amount due in case of partial loss on real estate; also for the collection of reasonable attorney's fees by the insured on any loss in addition to the amount thereof on failure of the insured to settle according to contract; providing for tender by the insurer and defining the same; providing what shall be a compliance with the 'iron safe' clause, and declaring the statements thereof representations only; and repealing all laws or parts of laws in conflict herewith,"

Have had the same under consideration, and I am instructed to report it

back to the Senate, with the recommendation that it do pass.

STONE, Chairman.

Committee Room,
Austin, Texas, January 16, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 66, A bill to be entitled "An Act requiring every corporation, manager, lessee, receiver or owner of any street railway company owning and operating street or electric cars within the corporate limits of any city in the State of Texas, over the streets, alleys and avenues thereof, to provide separate cars or compartments for the accommodation of white and negro passengers and to provide penalties for the violation thereof, making it a misdemeanor for the corporation, manager, lessee, receiver or owner of any street railway company to violate the provisions thereof,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

LOONEY, Chairman.

Committee Room,
Austin, Texas, January 16, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 14, A bill to be entitled "An Act to amend Title VIII, Chapter 1, Articles 596 and 598 of the Code of Criminal Procedure of the State of Texas, relating to the mode of trial of the defendant in all prosecutions for felonies, with an emergency clause,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

LOONEY, Chairman.

Committee Room,
Austin, Texas, January 16, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 16, A bill to be entitled "An Act making it an offense, punishable by fine and removal from office for any executive, legislative or judicial officer of this State, county, city or other municipal subdivision of the State, to appoint or vote for the appointment of any person related to him by affinity or

consanguinity within the third degree to any clerkship, office, position, employment or duty in any department of the government of which such executive, legislative or judicial officer may be a member; or any person so related to any other such officer, in consideration of the appointment or vote for the appointment by such other officer, of any person so related to the officer making or voting for such appointment; prohibiting the payment of any such ineligible person out of any public funds, and providing for suitable punishment and removal from office for the violation of this act, and fixing venue."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

LOONEY, Chairman.

NINTH DAY.

Senate Chamber,
Austin, Texas,
Friday, January 18, 1907.

Senate met pursuant to adjournment, Lieutenant Governor A. B. Davidson presiding.

Quorum present, the following Senators answering to their names:

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Mayfield.
Chambers.	Meachum.
Faust.	Murray.
Glasscock.	Paulus.
Green.	Senter.
Greer.	Skinner.
Griggs.	Smith.
Grinnan.	Stokes.
Harbison.	Stone.
Harper.	Terrell.
Holsey.	Veale.
Hudspeth.	Watson.
Kellie.	Willacy.

Prayer by the Chaplain as follows:

We thank Thee, our Heavenly Father, for life and life's blessings, for the kindly surroundings that bless us today; we are grateful for the inspiration that comes to us this morning giving us hopefulness for the future. The encouragement to labor and to endure life's burdens, and to go forward in the faithful discharge of every duty. Gird us strength and wisdom for this day, forgive us for all the wrong we have committed and save us through Christ. Amen.

Pending the reading of the Journal of

yesterday, on motion of Senator Alexander, the same was dispensed with.

BILLS AND RESOLUTIONS.

By Senator Alexander:

Senate bill No. 81, A bill to be entitled "An Act to authorize Tuffli Brothers Pig Iron and Coke Company to sue the State."

Read first time, and referred to Committee on State Affairs.

By Senator Holsey:

Senate bill No. 82, A bill to be entitled "An Act to establish the Texas State Board of Pharmacy, and to prescribe the power and duties of said board, and to regulate the practice of pharmacy, and the licensing of pharmacists and the compounding and sale of medicines, drugs and poisons in the State of Texas, and to provide penalties for any infringement of the provisions of this act, and to repeal all laws in conflict herewith."

Read first time, and referred to Committee on Public Health.

By Senator Looney:

Senate bill No. 83, A bill to be entitled "An Act to amend Article 421, of Chapter 4, Title XVIII, of the Revised Civil Statutes of Texas, relating to the powers and duties of city councils and boards of aldermen, providing that cities and towns are authorized to manufacture and use for public purposes gas, electricity or any other fluid or substance for illuminating, heating or power producing purposes, and in connection with the operation of any such plant to sell to the inhabitants of any such city or town for commercial purposes any such gas, electricity or other fluid or substance."

Read first time, and referred to Committee on City and Town Corporations.

By Senator Green:

Senate bill No. 84, A bill to be entitled "An Act making it a misdemeanor to abandon or willfully neglect to provide for the support and maintenance by any person of his wife or of his or her minor children in destitute or necessitous circumstances, and to empower the court to make disposition of any fine that may be imposed or recognizance forfeited, and providing for the practice and evidence in such cases."

Read first time, and referred to Judiciary Committee No. 1.

By Senators Willacy and Green:

Senate bill No. 85, A bill to be entitled "An Act to provide for the location and